

Palomares, Art

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**From:** Ronald Rutherford [REDACTED]  
**Sent:** Wednesday, March 13, 2013 4:35 PM  
**To:** Palomares, Art  
**Cc:** [REDACTED]  
**Subject:** Re: East Inlet Fill

Mr. Palomares, thank you for your reply. However this is the first time that you have shared with me that this is a confidential matter, and it is of great interest to us that at least EPA is in fact making this a legal matter. Knowing this on a periodic basis will at least mitigate anxiety of wondering if this complaint is at least being addressed.

Thank you for this timely respons.

Sent from my iPad

On Mar 13, 2013, at 15:28, "Palomares, Art" <[Palomares.Art@epa.gov](mailto:Palomares.Art@epa.gov)> wrote:

Mr. Rutherford,

As previously shared with you, I cannot comment on potential legal matters. All such matters are confidential. Unfortunately, at times, we cannot move as expeditiously as we all would like. I wish I could share more with you, but rest assured that I am not ignoring your concerns and we are working as fast as we can.

Thank you for your note.

Art Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance  
And Environmental Justice

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**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Wednesday, March 13, 2013 3:15 PM  
**To:** Palomares, Art *Gaydosh, Mike*  
**Cc:** [REDACTED]  
**Subject:** Re: East Inlet Fill

Art, it has been another year and we have yet to get any update on the status of the Grand Lake East Inlet wetlands citizen complaint with I forwarded to you almost 2 years ago. We are aware that the ACE has referred this matter to EPA for enforcement. Why are you ignoring us? The situation continues to get worse and damaging to these wetlands.

FYI, my friends who have made this complaint so long ago are, as should be expected, very disappointed in EPA's lack of response or feedback in this serious matter. If EPA will not responsibly act on this matter, they are considering seeking help from their Congressional representatives.

I too am very disappointed in the lack of EPA response and the disregard toward citizen concerns.

-----Original Message-----

From: Art Palomares <Palomares.Art@epamail.epa.gov>

To: [REDACTED]

Sent: Mon, May 21, 2012 11:57 am

Subject: Re: East Inlet Fill

Mr. Rutherford,

Thank you for your note. I was on off icial travel when I received your note and your voice mail. I apologize for the delay in responding. I also understand that you have contacted my staff. I would like to thank you for your continued interest. I take citizen complaints seriously and want to assure you that we are following-up on your concerns. My staff is working on this matter and I will contact you when it is resolved.

Thank you for bringing your concerns to my attention and I will be in touch.

Art Palomares, Director | Water Technical Enforcement Program | Office of Enforcement, Compliance and Environmental Justice  
☎ (303) 312-6053

<image001.jpg>rlrdenver---05/11/2012 08:54:04 AM---Hey Art, it is coming up on year since I referred the East Inlet Fill matter to you that I received

From: [REDACTED]  
To: Art Palomares/R8/USEPA/US@EPA  
Date: 05/11/2012 08:54 AM  
Subject: Re: East Inlet Fill

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Hey Art, it is coming up on year since I referred the East Inlet Fill matter to you that I received a friend and Grand Lake resident . I understand that the ACE has found a violation and referred the case to EPA for enforcement and that the case was assigned to Monica Heimdal. I also am told that the situation has gotten worse, including the drainage of a beaver pond and diversion of the East Inlet. I would appreciate whatever status update you can provide.

-----Original Message-----

From: Art Palomares <Palomares.Art@epamail.epa.gov>

To: [REDACTED]  
Sent: Wed, Jul 6, 2011 12:53 pm  
Subject: Re: Fwd: East Inlet Fill

Mr. Rutherford,

Thank you for the information. I have referred the information to the U.S. Army Corps of Engineers. I've asked that they follow-up. I'll keep you posted. Thank you for bringing this concern to my attention.

Art Palomares, Director  
Water Technical Enforcement Program  
Office of Enforcement, Compliance and  
Environmental Justice

From: [REDACTED]  
To: Art Palomares/R8/USEPA/US@EPA  
Date: 06/30/2011 04:15 PM  
Subject: Fwd: East Inlet Fill

Art, I think you might find this an interesting case, reminds of the the Telluride situation a while back. I greatly appreciate your looking into this. Another email will follow with more info and photos.  
Thanks!

-----Original Message-----

From: John Swartz [REDACTED]  
To: ron rutherford [REDACTED]  
Sent: Thu, Jun 30, 2011 11:33 am  
Subject: FW: East Inlet Fill

> Subject: East Inlet Fill  
> To: [nathan.j.green@usace.army.mil](mailto:nathan.j.green@usace.army.mil)  
> CC: [REDACTED]  
> From: [Larry\\_Gamble@nps.gov](mailto:Larry_Gamble@nps.gov)  
> Date: Mon, 13 Jun 2011 11:28:21 -0600  
>  
>  
> The attached photo file is over 4 Mb in size. Let me know if you receive  
> all three attachments.  
>  
> (See attached file: East Inlet wetland fill (small).pdf)(See attached file:  
> Enlargement - East Inlet Fill (small).pdf)(See attached file: East Inlet  
> Fill Photos.pdf)  
>  
> Larry Gamble  
> Chief, Branch of Planning & Compliance  
> Rocky Mountain National Park  
> Estes Park, CO 80517

> Phone (970) 586-1320  
> Fax (970) 586-1359[attachment "East\_Inlet\_wetland\_fill\_(small).pdf"  
deleted by Art Palomares/R8/USEPA/US] [attachment  
"Enlargement - East\_Inlet\_Fill\_(small).pdf" deleted by Art  
Palomares/R8/USEPA/US] [attachment "East\_Inlet\_Fill\_Photos.pdf" deleted  
by Art Palomares/R8/USEPA/US]

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